

31. (Amended) The recombinant polynucleic acid of claim 21, wherein said plant-expressible promoter is a constitutive promoter.

32. (Amended) The recombinant polynucleic acid of claim 21, wherein said plant-expressible promoter is an inducible or a tissue-specific promoter.

33. (Amended) A cell of a plant, transformed with the recombinant polynucleic acid of claim 21.

37. (Amended) A probe which is part of a polynucleic acid sequence according to claim 1 and which hybridizes specifically with said polynucleic acid or a complement thereof.

38. (Amended) A probe derived from a polynucleic acid sequence according to claim 1 and which specifically amplifies with said polynucleic acid or a complement thereof.

REMARKS

Applicant respectfully requests entry of the above amendments prior to examination of the above-referenced application. The specification was amended to include reference to the priority applications. The claims were amended to delete the multiple dependent claim format. No new matter is introduced as a result of these amendments. The changes made to the claims, including [deletions] and additions, are shown on an attached sheet entitled VERSION WITH MARKINGS TO SHOW CHANGES MADE, which follows the signature page of this amendment.

Please charge any fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.


Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: \_\_\_\_\_

9/12/01

By: \_\_\_\_\_

  
Mark R. Benedict  
Registration No. 44,531  
Attorney of Record  
620 Newport Center Drive  
Sixteenth Floor  
Newport Beach, CA 92660  
(949) 760-0404